
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

GREGORY A. MOLL,

Plaintiff,

vs.

**THE BANK OF NEW YORK, AS
TRUSTEE, UNDER THE POOLING
AND SERVICING AGREEMENT
TRUST SERIES (CWMB99-06),**

Defendant.

**ORDER ADOPTING REPORT AND
RECOMMENDATION**

Case No. 2:04CV868 DAK

This matter is before the court on Defendant's Motion to Dismiss. On February 9, 2005, this case was referred to the Magistrate Judge under 28 U.S.C. § 636(b)(1)(B). On July 7, 2005, the Magistrate Judge issued a Report and Recommendation, recommending that Defendant's Motion to Dismiss be granted.

Plaintiff filed an objection to the Report and Recommendation, which the court has considered, along with the entire case file.

Having reviewed the file in its entirety, the court hereby APPROVES and ADOPTS the Magistrate Judge's Report and Recommendation. Defendant's Motion to Dismiss is GRANTED and all remaining motions are MOOT. This action is hereby DISMISSED with prejudice.

DATED this 21st day of September, 2005.

BY THE COURT:



DALE A. KIMBALL

United States District Judge